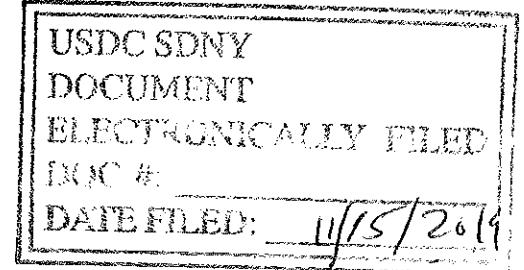


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
:
JAHSHAE STEWART, :
:
Plaintiff, : 19cv4617 (DLC)
:
-v- : ORDER
:
LURLINE BAY, LLC (d/b/a HARBOUR :
OUTDOOR), and EXCEL HR SERVICES, LLC, :
:
Defendants. :
:
-----X



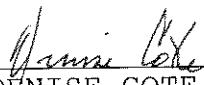
DENISE COTE, District Judge:

On October 25, 2019, defendant Excel HR Services, LLC ("Excel") filed a motion to dismiss Count Ten of the complaint pursuant to Rule 12(b)(6), Fed. R. Civ. P. On November 14, the plaintiff filed a first amended complaint. Accordingly, it is hereby

ORDERED that the Excel's October 25 motion shall be terminated as moot.

SO ORDERED:

Dated: New York, New York
November 15, 2019


DENISE COTE
United States District Judge